

Public Law 149

CHAPTER 241

AN ACT

Making appropriations for additional independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1954, and for other purposes.

July 27, 1953
[H. R. 5690]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for sundry independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1954, namely:

Second Independent Offices
Appropriation Act,
1954.

ATOMIC ENERGY COMMISSION

Operating expenses: For necessary operating expenses of the Commission in carrying out the purposes of the Atomic Energy Act of 1946, including the employment of aliens; services authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); maintenance and operation of aircraft; publication and dissemination of atomic information; purchase, repair, and cleaning of uniforms; purchase of newspapers and periodicals (not to exceed \$5,000); official entertainment expenses (not to exceed \$5,000); not to exceed \$2,564,130 for expenses of travel; reimbursement of the General Services Administration for security guard services; not to exceed \$27,352,000 for program direction and administration personnel; and hire of passenger motor vehicles; \$891,781,000, together with the unexpended balances, as of June 30, 1953, of prior year appropriations made available under this head to the Atomic Energy Commission: *Provided*, That of such amounts \$100,000 may be expended for objects of a confidential nature and in any such case the certificate of the Commission as to the amount of the expenditure and that it is deemed inadvisable to specify the nature thereof shall be deemed a sufficient voucher for the sum therein expressed to have been expended: *Provided further*, That from this appropriation transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred: *Provided further*, That no part of this appropriation shall be used to pay the salary of any officer or employee (except such officers and employees whose compensation is fixed by law, and scientific and technical personnel) whose position would be subject to the Classification Act of 1949, as amended, if such Act were applicable to such position, at a rate in excess of the rate payable under such Act for positions of equivalent difficulty or responsibility: *Provided further*, That no part of this appropriation shall be used in connection with the payment of a fixed fee to any contractor or firm of contractors engaged under a cost-plus-a-fixed-fee contract or contracts at any installation of the Commission, where that fee for community management is at a rate in excess of \$90,000 per annum, or for the operation of a transportation system where that fee is at a rate in excess of \$45,000 per annum.

60 Stat. 775.
42 USC 1801
note.
60 Stat. 810.

Transfers of
funds.

Salary restriction.

63 Stat. 954.
5 USC 1071 note.

Cost-plus-a-
fixed-fee contract,
etc.

Plant and equipment: For expenses of the Commission in connection with the purchase and construction of plant and the acquisition of equipment and other expenses incidental thereto necessary in carrying out the purposes of the Atomic Energy Act of 1946, including purchase of land and interests in land; purchase of aircraft; purchase of two hundred and sixty-three passenger-carrying motor vehicles for replacement only in the event adequate vehicles cannot be

42 USC 1801
note.

Unexpended balances.

Reactor construction.

Particle accelerators, construction.

Construction projects, restrictions.

obtained by transfer from other departments or agencies and hire of passenger motor vehicles; \$166,000,000, to remain available until expended: *Provided*, That the unexpended balances of prior year appropriations made available under this head shall be merged with this appropriation: *Provided further*, That in addition to funds allocated for research and development for any reactor which will advance technology towards both ship propulsion and the generation of industrial power and for design of such atomic power reactors, the Commission may expend from funds provided under this head such sum as may be necessary, not to exceed \$7,000,000, for beginning of construction of such reactors, without regard to any other provision of this Act: *Provided further*, That funds appropriated under this head may, whenever the Commission determines a need exists, be used for the construction of particle accelerators without regard to any other provision of this Act: *Provided further*, That no part of the foregoing appropriation shall be available for the construction of any office building, residence, warehouse or similar structure, utility, or other specific portion or unit of a project, unless funds are available for the completion of such building, utility, or other specific portion or unit of such project. The foregoing proviso shall not be construed to prevent the purchase of land for any project, the construction of any new building or procurement of any machinery, equipment or materials therefor, nor any utility nor any portion or unit of a specific project if the funds are available to pay the cost of such land, the cost of such building, machinery, equipment or materials, or the cost of such utility or the cost of any such specific portion or unit of such project: *Provided further*, That no part of this appropriation shall be used—

(A) to start any new construction project for which an estimate was not included in the budget for the current fiscal year; and

(B) to start any new construction project the currently estimated cost of which exceeds by thirty-five per centum the estimated cost included therefor in such budget: *Provided further*, That the Commission is authorized to transfer not to exceed \$10,000,000 to the Bureau of Public Roads, Department of Commerce, to provide for construction of access roads to the Pike County, Ohio, plant and to the Arco, Idaho, plant of the Commission.

Contract payments, restriction.

No part of the appropriations herein made to the Atomic Energy Commission shall be available for payments under any contract hereafter negotiated without advertising by the Commission, except contracts with any foreign government or any agency thereof and contracts for source material with foreign producers, unless such contract includes a clause to the effect that the Comptroller General of the United States or any of his duly authorized representatives shall until the expiration of three years after final payment have access to and the right to examine any directly pertinent books, documents, papers, and records of the contractor or any of his subcontractors engaged in the performance of and involving transactions related to such contracts or subcontracts: *Provided*, That no part of such appropriations shall be available for payments under any such contract which includes any provision precluding an audit by the General Accounting Office of any transaction under such contract.

Audit by GAO.

Any appropriation available under this Act or heretofore made to the Atomic Energy Commission may initially be used during the fiscal year 1954 to finance the procurement of materials, services, or other costs which are a part of work or activities for which funds have been provided in any other appropriation available to the Commission: *Provided*, That appropriate transfers or adjustments between such

Transfers of funds.

appropriations shall subsequently be made for such costs on the basis of actual application determined in accordance with generally accepted accounting principles.

Not to exceed 5 per centum of any appropriation under this head may be transferred to any other such appropriation but no such appropriation shall be increased by more than 5 per centum by any such transfers, and any such transfers shall be reported promptly to the appropriations committees of the House and Senate.

No part of any appropriation herein made to the Atomic Energy Commission shall be used to confer a fellowship on any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence or with respect to whom the Commission finds, upon investigation and report by the Civil Service Commission on the character, associations, and loyalty of whom, that reasonable grounds exist for belief that such person is disloyal to the Government of the United States: *Provided*, That any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence and accepts employment or a fellowship the salary, wages, stipend, grant, or expenses for which are paid from any appropriation contained herein shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Restriction.
Report to Con-
gressional Com-
mittees.

AEC fellow-
ships.
Disloyalty re-
strictions.

Penalty.

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

For expenses necessary for the operation and maintenance of the Selective Service System, as authorized by title I of the Universal Military Training and Service Act (62 Stat. 604), as amended, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$250 for the purchase of newspapers and periodicals; not to exceed \$80,000 for expenses of travel, National Administration, Planning, Training, and Records Management; not to exceed \$200,000 for expenses of travel, State Administration, Planning, Training, and Records Servicing; \$92,500 for the National Selective Service Appeal Board, of which not to exceed \$3,875 shall be available for expenses of travel; and \$265,000 for the National Advisory Committee on the Selection of Doctors, Dentists, and Allied Specialists, of which not to exceed \$35,000 shall be available for expenses of travel; \$29,882,400: *Provided*, That during the current fiscal year, the President may exempt this appropriation from the provisions of subsection (c) of section 3679 of the Revised Statutes, as amended, whenever he deems such action to be necessary in the interest of national defense.

Appropriations for the Selective Service System may be used for the destruction of records accumulated under the Selective Training and Service Act of 1940, as amended, which are hereby authorized to be destroyed by the Director of Selective Service after compliance with the procedures for the destruction of records prescribed pursuant to the Records Disposal Act of 1943, as amended (44 U. S. C. 366-380): *Provided*, That no records may be transferred to any other agency without the approval of the Director of Selective Service.

65 Stat. 75.
50 USC app. 451-
471.
60 Stat. 810.

31 USC 665.

Destruction of
records.

54 Stat. 885.
50 USC app. 318.

57 Stat. 380.

TENNESSEE VALLEY AUTHORITY

48 Stat. 48.
16 USC 831.

Restrictions.

For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U. S. C., ch. 12A), including purchase (not to exceed one) and hire, maintenance, and operation of aircraft, and hire of passenger motor vehicles, \$188,371,000, to remain available until expended, and to be available for the payment of obligations chargeable against prior appropriations: *Provided*, That no funds appropriated for the Tennessee Valley Authority by this paragraph shall be used for the maintenance or operation of any aircraft for passenger service that is not specifically confined to the active operation of the official business of the Tennessee Valley Authority by officers or employees of such Authority, and not to exceed \$773,000 (exclusive of travel for work in connection with the construction of transmission lines, dams, and steam plants) of funds available to the Tennessee Valley Authority shall be used for expenses of travel: *Provided further*, That no part of funds available for expenditure by this agency shall be used, directly or indirectly, to acquire a building for use as an administrative office of the Tennessee Valley Authority unless and until the Director of the Bureau of the Budget, following a study of the advisability of the proposed acquisition, shall advise the Committees on Appropriations of the Senate and the House of Representatives and the Tennessee Valley Authority that the acquisition has his approval.

16 USC 831.

Resource development: For resource development activities pursuant to the Tennessee Valley Authority Act of 1933, as amended, \$850,000, of which \$675,000 shall be from proceeds derived from the operations of the Tennessee Valley Authority.

REDUCTION IN APPROPRIATION

The sum of \$66,000 heretofore appropriated for construction of a combination fertilizer facility is hereby carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act.

VETERANS ADMINISTRATION

Public relations work.

Educational attendance reports.

General operating expenses: For necessary operating expenses of the Veterans Administration, not otherwise provided for, including expenses incidental to securing employment for war veterans; not to exceed \$6,000 for newspapers and periodicals; not to exceed \$3,200,000 for expenses of travel of employees; and not to exceed \$43,700 for preparation, shipment, installation, and display of exhibits, photographic displays, moving pictures, and other visual educational information and descriptive material, including purchase or rental of equipment; \$193,531,000: *Provided*, That no part of this appropriation shall be used to pay in excess of twenty-six persons engaged in public relations work: *Provided further*, That between September 1, 1953, and June 30, 1954, no part of any appropriation shall be used to pay to educational institutions for reports and certifications of attendance at such institutions covering attendance on or after September 1953 an allowance at a rate in excess of \$1 per month for each eligible veteran enrolled in and attending such institution.

Medical administration and miscellaneous operating expenses: For expenses necessary for administration of the medical, hospital, domiciliary, special service, construction and supply, research, and employee education and training activities; expenses necessary for carrying out programs of medical research and of education and training of employees, as authorized by law; repairs, alterations, and improve-

ments of facilities for regional offices and supply depots, as authorized by law; and not to exceed \$856,000 for expenses of travel of employees paid from this appropriation; \$14,870,400.

Maintenance and operation of hospitals: For expenses necessary for maintenance and operation of hospitals, including the furnishing of recreational articles and facilities; not to exceed \$305,000 for expenses of travel of employees; and maintenance and operation of farms; \$555,000,000, including the sum of \$7,000,000 for reimbursable services performed for other government agencies and individuals: *Provided*, That the foregoing appropriation is predicated on the staffing and operation of 114,315 beds during the fiscal year 1954, and if a lesser number is provided such appropriation shall be expended only in proportion to the number of beds staffed and operated.

Contract hospitalization: For care and treatment of beneficiaries of the Veterans Administration in facilities not under the jurisdiction of the Veterans Administration, as authorized by law, \$20,583,100: *Provided*, That allotments and transfers may be made from this appropriation to the Department of Health, Education, and Welfare (Public Health Service), the Army, Navy, Air Force, and Interior Departments, for disbursement by them under the various headings of their applicable appropriations, of such amounts as are necessary for the care and treatment of beneficiaries of the Veterans Administration.

Transfers of
funds.

Maintenance and operation of domiciliary facilities: For expenses necessary for the maintenance and operation of domiciliary facilities, including recreational articles and facilities, and not to exceed \$4,800 for expenses of travel of employees; and aid to State or Territorial homes in conformity with the Act approved August 27, 1888, as amended (24 U. S. C. 134), for the support of veterans eligible for admission to Veterans Administration facilities for hospital or domiciliary care; \$24,248,200.

25 Stat. 450.

Out-patient care: For expenses necessary for furnishing out-patient care to beneficiaries of the Veterans Administration, as authorized by law, including not to exceed \$196,000 for expenses of travel of employees; \$92,677,900, of which not exceeding \$23,000,000 shall be available for out-patient fee basis dental care: *Provided*, That no part of this appropriation shall be available for out-patient dental services and treatment, or related dental appliances with respect to a service-connected dental disability which is not compensable in degree unless such condition or disability is shown to have been in existence at time of discharge and application for treatment is made within one year after enactment of this Act: *Provided*, That this limitation shall not apply to adjunct out-patient dental services or appliances for any dental condition associated with and held to be aggravating disability from some other service incurred or service aggravated injury or disease.

Maintenance and operation of supply depots: For expenses necessary for maintenance and operation of supply depots, including not to exceed \$18,200 for expenses of travel of employees, \$1,800,000.

Compensation and pensions: For the payment of compensation, pensions, gratuities, and allowances (including subsistence allowances authorized by part VII of Veterans Regulation 1a, as amended), authorized under any Act of Congress, or regulation of the President based thereon, including emergency officers' retirement pay and annuities, the administration of which is now or may hereafter be placed in the Veterans Administration, and for the payment of adjusted-service credits as provided in sections 401 and 601 of the Act of May 19, 1924, as amended (38 U. S. C. 631 and 661), \$2,246,291,000, to be immediately available and to remain available until expended.

38 USC ch. 12A.

43 Stat. 125.

58 Stat. 287.
38 USC 701, 694-
694 m, 696-696 m,
ch. 12A.
66 Stat. 663.
38 USC 911-984.

58 Stat. 288.
38 USC ch. 12A.

Effective date
of proviso.

46 Stat. 1550.
58 Stat. 284.

54 Stat. 1008.
38 USC 818.

Readjustment benefits: For the payment of benefits to or on behalf of veterans as authorized by titles II, III, and V, of the Servicemen's Readjustment Act of 1944, as amended, and title II of the Veterans Readjustment Assistance Act of 1952, \$664,311,000, to be immediately available and to remain available until expended: *Provided*, That from September 1, 1953, to June 30, 1954, no part of any appropriation to the Veterans Administration shall be available, in connection with any loan authorized by title III of the Servicemen's Readjustment Act of 1944, as amended (38 U. S. C. 694-694n), for payment to the lender by the Administrator of Veterans Affairs, or for credit on the loan, of an amount equivalent to 4 per centum of the amount originally loaned, guaranteed or insured by the Veterans Administration: *Provided further*, That no right to any such payment shall accrue during this period, but the foregoing proviso shall not apply with respect to payments based on guarantees made, or certificates of commitments issued, prior to said date or commitments for loans made by the Veterans Administration: *Provided further*, That under any contract between a State, or any political subdivision of a State, and the Veterans' Administration providing for the furnishing of instruction in a course of institutional on-farm or other training under part VIII of Veterans Regulation Numbered 1 (a), as amended (Public Law 346, Seventy-eighth Congress, as amended) liability authorized by this section by reason of payments of subsistence allowance which were illegal because of failure of the veteran or the course to comply with the applicable statutory, regulatory or contractual requirements shall not be applied to the contracting State, or political subdivision, unless the Administrator of Veterans' Affairs, after investigation, finds that an employee or representative of such State, or political subdivision, conspired with the veteran by, or was guilty of fraud or gross negligence in, falsely reporting to the Veterans' Administration that the veteran was in a proper course of training, failing to report unauthorized or excessive absences from, or interruption or discontinuance of, his course of training, or not discovering the failure of the veteran to comply with the applicable statutory, regulatory, or contractual requirements and not promptly terminating the course of training of the veteran. The provisions of this proviso shall be effective as of July 13, 1950, but shall not require repayment of any funds heretofore properly recovered by agreement of the parties to any such contract, and shall not be applicable to any other liabilities or agreements pursuant to such contract.

Military and naval insurance: For military and naval insurance, \$1,496,000, to remain available until expended.

Hospital and domiciliary facilities: For hospital and domiciliary facilities, for planning (including a survey of the hospital construction program) and for extending, with the approval of the President, any of the facilities under the jurisdiction of the Veterans Administration or for any of the purposes set forth in sections 1 and 2 of the Act approved March 4, 1931 (38 U. S. C. 438j-k) or in section 101 of the Servicemen's Readjustment Act of 1944 (38 U. S. C. 693a), to remain available until expended, \$17,500,000.

Hospital and domiciliary facilities (liquidation of contract authorization): For payment of obligations heretofore authorized to be incurred under this head, \$21,185,664, to remain available until expended.

National service life insurance: For the payment of benefits and for transfer to the national service life insurance fund, in accordance with the National Service Life Insurance Act of 1940, as amended, \$75,000,000, to remain available until expended: *Provided*, That certain

premiums shall be credited to this appropriation as provided by the Act.

Servicemen's indemnities: For payment of liabilities under the Servicemen's Indemnity Act of 1951, \$18,000,000, to remain available until expended.

65 Stat. 33.
38 USC 851 note.

Veterans miscellaneous benefits: For the payment of burial awards authorized by Veterans Administration Regulation Numbered 9 (a), as amended, and for supplies, equipment, and tuition authorized by part VII and payments authorized by part IX of Veterans Administration Regulation Numbered 1 (a), as amended, \$35,743,000, to remain available until expended.

38 USC ch. 12A.

Grants to the Republic of the Philippines: For payment to the Republic of the Philippines of grants in accordance with the Act of July 1, 1948 (50 U. S. C. App. 1991-1996), for expenses incident to medical care and treatment of veterans, \$1,731,000, and in addition thereto not exceeding \$769,000 of the unobligated balance for this purpose for the fiscal year 1953.

62 Stat. 1210.

Supply fund: For establishment of a revolving supply fund effective July 1, 1953, to be available without fiscal year limitation for all expenses necessary for the operation and maintenance of a supply system for the Veterans Administration including procurement of supplies and equipment, and personal services, the Administrator is authorized to capitalize, at fair and reasonable values as determined by him, all supplies and materials and depot stocks of equipment on hand or on order: *Provided*, That the fund shall be (1) reimbursed for the cost of all services, equipment and supplies furnished appropriations at rates determined by the Administrator on the basis of estimated or actual direct and indirect cost; (2) credited with advances from appropriations to which services or supplies are to be furnished, and all other receipts resulting from the operation of the fund including the proceeds of disposal of scrap, excess or surplus personal property of the fund, and receipts from carriers and others for loss of or damage to personal property: *Provided further*, That following the close of each fiscal year any net income after making provision for prior losses, if any, shall be covered into the Treasury of the United States as miscellaneous receipts: *Provided further*, That an adequate system of accounts for the fund shall be maintained on the accrual method and financial reports prepared on the basis of such accounts, and that an annual business type budget shall be prepared for the operations under this fund.

Supply fund.

Not to exceed 5 per centum of any appropriation for the current fiscal year for "Compensation and pensions", "Readjustment benefits", "Military and naval insurance", "National service life insurance", and "Servicemen's indemnities", may be transferred, to any other of the mentioned appropriations, but not to exceed 10 per centum of the appropriation so augmented.

Appropriations available to the Veterans Administration for the current fiscal year for salaries and expenses shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 810.

Appropriations available to the Veterans Administration for the current fiscal year for "Maintenance and operation of hospitals", "Maintenance and operation of domiciliary facilities", and "Out-patient care", shall be available for funeral, burial, and other expenses incidental thereto (except burial awards authorized by Veterans Administration Regulation Numbered 9 (a), as amended), for beneficiaries of the Veterans Administration receiving care under such appropriations.

38 USC ch. 12A.

No part of the appropriations in this Act for the Veterans Administration (except the appropriation for "Hospital and domiciliary facilities") shall be available for the purchase of any site for or toward the construction of any new hospital or home.

Appropriations in this Act for the Veterans Administration for "Maintenance and operation of hospitals" and "Maintenance and operation of domiciliary facilities" may be used to repair, alter, improve, or provide facilities in the several hospitals and homes under the jurisdiction of the Veterans Administration, not otherwise provided for, either by contract, or by the hire of temporary employees and the purchase of materials.

No part of the foregoing appropriations shall be available for hospitalization or examination of any persons except beneficiaries entitled under the laws bestowing such benefits to veterans, unless reimbursement of cost is made to the appropriation at such rates as may be fixed by the Administrator of Veterans Affairs.

The Administrator of Veterans Affairs is hereby authorized, in his discretion, to activate and operate at reasonable standards throughout the fiscal year 1954 those beds which are needed and which can be staffed, in the following categories: (a) all beds in Veterans Administration hospital and domiciliary facilities and all contract beds that were in use during the fiscal year 1953, except those replaced or to be replaced by new construction, (b) all beds in Veterans Administration hospital and domiciliary facilities and all contract beds that were closed during the fiscal year 1953, except those replaced or to be replaced by new construction, and (c) all beds in Veterans Administration hospital and domiciliary facilities constructed in the fiscal years 1953 and 1954; provided, that the qualified personnel required for the standard operation and maintenance of such beds can be obtained.

GENERAL PROVISIONS

SEC. 102. The general provisions applicable to appropriations contained in title I of the "First Independent Offices Appropriation Act, 1954", shall apply to appropriations contained in this Act, excepting the Tennessee Valley Authority: *Provided*, That the provisions of section 102 of such Act shall not apply to travel performed by uncompensated officials of local boards and appeal boards of the Selective Service System.

Strikes or overthrow of U. S. Government.

SEC. 103. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike

Affidavit.

Penalty.

against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 104. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation or agency included in this Act, shall be used for publicity or propaganda purposes designed to support or defeat legislation pending before the Congress.

Publicity or
propaganda.

SEC. 105. This Act may be cited as the "Second Independent Offices Appropriation Act, 1954".

Short title.

Approved July 27, 1953.

Public Law 150

CHAPTER 242

AN ACT

To authorize an agreement between the United States and Mexico for the joint operation and maintenance by the International Boundary and Water Commission, United States and Mexico, of the Nogales sanitation project, and for other purposes.

July 27, 1953
[S. 498]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of State is authorized, notwithstanding any other provision of law and subject to the conditions provided in this Act, to enter into an agreement with the appropriate official or officials of the United Mexican States for the operation and maintenance by the International Boundary and Water Commission, United States and Mexico, of the Nogales sanitation project, located at Nogales, Arizona, and Nogales, Sonora, Mexico, heretofore constructed by the said Commission, which agreement shall contain such provisions relating to a division between the two Governments of the costs of such operation and maintenance, or of the work involved therein, as may be recommended by said Commission and approved by the Government of Mexico and by the Secretary of State on behalf of the Government of the United States: *Provided*, That no such agreement shall be entered into until the governing body of the city of Nogales, Arizona, has given assurances satisfactory to the Secretary of State that it will, so long as such agreement remains in force, contribute an equitable proportion, as determined by the United States section of said Commission, subject to the approval of the Secretary of State, of the costs of such operation and maintenance allocated to the United States.

Nogales sanitation
project,
U. S.-Mexican
agreement.

SEC. 2. There is authorized to be appropriated to the United States section, International Boundary and Water Commission, United States and Mexico, such sums as may be necessary to defray such costs as may accrue to the United States arising out of any such agreement for the operation and maintenance of such project: *Provided*, That funds heretofore appropriated to the Department of State under the heading "International Boundary and Water Commission, United States and Mexico", shall be available for expenditure for the purposes of this Act: *Provided further*, That any moneys received from the

Appropriation.